

**CR-08-00371**

**JW**

**RS**

**UNITED STATES DISTRICT COURT**

**E-FILING**

**NORTHERN DISTRICT OF CALIFORNIA** **FILED** **JUN 4 2008** **P 1:25**

**SAN JOSE DIVISION**

**RICHARD W. WIEKING**  
**CLERK**  
**U.S. DISTRICT COURT**  
**NO. DIST. OF CA. S. J.**

**THE UNITED STATES OF AMERICA**

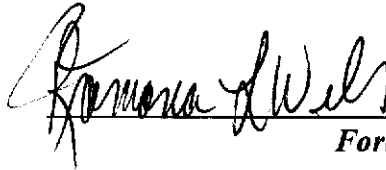
**VS.**

**HUMBERTO SANTOS-GONZALES**

**INDICTMENT**

**COUNT ONE:** 8 U.S.C. Section 1326 - Illegal Re-Entry Following Deportation

*A true bill.*



*Foreperson*

*12*  
*JW*  
*Filed in open court this 4 day of June*

*A.D. 2008*



**UNITED STATES MAGISTRATE JUDGE**

*Bail. \$ No Bail Warrant.*

*RS*

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
CRIMINAL DIVISION  
VENUE: SAN JOSE

**FILED**

2008 JUN -4 P 1:25

UNITED STATES OF AMERICA,  
V.

RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA. S.J.

**E-FILING**

DEFENDANT.

**INDICTMENT**

**CR - 08 00371**

**JW**

**RS**

A true bill.

*Romona L. Wells* Foreman

Filed in open court this 4 day of June  
2008

\_\_\_\_\_  
Clerk

Bail, \$ \_\_\_\_\_

JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

**FILED**

2008 JUN -4 P 1:25

**E-FILING**

RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

HUMBERTO SANTOS-GONZALEZ,

Defendant.

No. **CR - 08 00371**

VIOLATION: 8 U.S.C. § 1326 –  
Illegal Re-Entry Following Deportation

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

On or about October 31, 2007, the defendant

HUMBERTO SANTOS-GONZALEZ,

an alien, previously having been arrested and deported from the United States on or about  
July 6, 2007 was found in the Northern District of California, the Attorney General of the United  
States and the Secretary for Homeland Security not having expressly

//

//

//

INDICTMENT

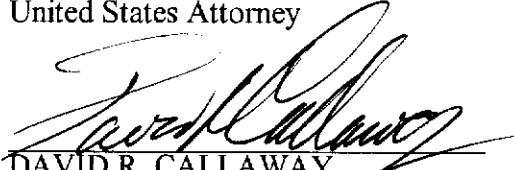
1 consented to a re-application by the defendant for admission into the United States, in violation of  
2 Title 8, United States Code, Section 1326.

3  
4  
5 DATED: 6/4/08

A TRUE BILL.

6  
7   
FOREPERSON

8 JOSEPH P. RUSSONIELLO  
9 United States Attorney

10   
11 DAVID R. CALLAWAY  
12 Deputy Chief, San Jose Branch Office

13  
14 (Approved as to form: )  
15 AUSA JEFFREY B. SCHENK  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

INDICTMENT

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**COUNT ONE: 8 U.S.C. § 1326 - Illegal  
Re-Entry Following Deportation☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony**PENALTY:**20 years imprisonment  
\$250,000 fine  
3 years supervised release  
\$100 special assessment**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)  
S/A TIMOTHY F. PURDY - ICE☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.

07-70756 PVT

Name and Office of Person  
Furnishing Information on  
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)

JEFFREY B. SCHENK

Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

**FILED**

HUMBERTO SANTO DOMINGO GONZALEZ P 1:25

DISTRICT COURT NUMBER  
RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA., S.J.**CR - 08 0037**

DEFENDANT

**IS NOT IN CUSTODY**1) ☐ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)

Northern District of California

**IS IN CUSTODY**4) ☐ On this charge5) ☒ On another conviction6) ☐ Awaiting trial on other charges☐ Fed'l ☒ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed? ☐ Yes ☐ NoIf "Yes"  
give date  
filed**DATE OF  
ARREST**

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

**DATE TRANSFERRED  
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS\*☒ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_